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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. S2-CR-08-0730-WHA
)	
v.)	UNSEALED DECLARATION OF W.S.
)	WILSON LEUNG IN SUPPORT OF
IVAN CERNA, et al,)	GOVERNMENT'S MOTION FOR
)	PROTECTIVE ORDER
Defendants.)	Hearing: June 24, 2009
)	Time: 2:30 pm
)	Court: Honorable William H. Alsup

I, W.S. WILSON LEUNG, hereby declare and state the following:

1. I am an Assistant United States Attorney in the Office Joseph P. Russoniello,
United States Attorney for the Northern District of California. I respectfully submit this
summary Declaration in support of the Government's motion for a protective order for witness
security (the "Motion").

2. The Government has submitted a more detailed Declaration under seal in support
of its Motion. This unsealed Declaration is to advise the defense, first, of the existence of this
more detailed Declaration, and second, of the general themes and concerns underlying the

1 Motion.

2 3. The Government submits that certain civilian witnesses — notably would-be
3 cooperating witness and their families and loved ones, as well as victims of MS-13 crimes — are
4 at heightened risk of physical harm, threats, and harassment by MS-13 members, associates, and
5 sympathizers. Accordingly, the Government takes the position that information relating to these
6 “primary witnesses” must be strictly protected. In addition, because of the nature of the charges
7 and the nature of these defendants, information relating to other civilian witnesses, deemed
8 “secondary witness,” should also be subject to protection, although less strict than the protection
9 afforded to primary witnesses.

10 4. In addition, as a general matter, the Government submits that certain identifying
11 information, such as Social Security Number, date of birth, and driver’s license numbers, are
12 inherently subject to abuse if publicly disclosed and are largely irrelevant to the defense.
13 Accordingly, such sensitive information should be redacted or, at least, protected and not
14 publicly disseminated absent some specific need.

15 5. For the reasons set forth in the sealed Declaration, the listed civilian witnesses
16 should be subject to a protective order so that: (a) they are not subject to harm, threats,
17 intimidation, or harassment; and (b) at minimum, sensitive personal information relating to these
18 witnesses is not publicly disclosed and, as a result, subject to abuse.

19 Pursuant to Title 28, United States Code, Section 1746, I declare under penalty of perjury
20 that the foregoing is true and correct.

21
22 DATED: May 13, 2009

/s/ W.S. Leung
W.S. WILSON LEUNG
Assistant United States Attorney